

SUPERIOR COURT OF ARIZONA
MARICOPA COUNTY

CR2010-117507-002 SE

07/09/2014

COMMISSIONER JULIE P. NEWELL

CLERK OF THE COURT
A. Callahan
Deputy

STATE OF ARIZONA

MATTHEW STEPHEN MUELLER

v.

CHEZZ ANTHONY BENNY (002)
DOB: 04/19/1991

MICHELLE A RATHKAMP

APO-SENTENCE IMPRISON-SE
APPEALS-CCC
AZ DOC
DISPOSITION CLERK-CSC
RFR

DISPOSITION HEARING PROBATION REVOKED - IMPRISONMENT

10:40 a.m.

Courtroom SCT 3A

State's Attorney:	Erin Pedicone on behalf of Matthew Mueller
Defendant's Attorney:	Frances Robinson on behalf of Michelle Rathkamp
Defendant:	Present

A record of the proceedings is made by audio and/or videotape in lieu of a court reporter.

The Court finds that Defendant violated the conditions of probation reinstated on 09/19/2012 on the following charge (s):

OFFENSE: Count 1 Attempted Theft of a Credit Card
Class 6 Undesignated Felony

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A.R.S. § 13-1001, 13-1802, 13-1804, 13-2101, 13-2102, 13-301, 13-302, 13-303, 13-304,
13-604, 13-610, 13-701, 13-702, 13-707, 13-801, 13-802

Date of Offense: 11/06/2009

Non Dangerous - Non Repetitive

COUNT 1

IT IS ORDERED the grant of probation be revoked.

The following count(s) are now designated a felony: Count(s) 1.

IT IS ORDERED that Defendant be committed to the Arizona Department of Corrections for a term of imprisonment as follows:

Count 1: 1 year(s) from 07/09/2014

Presentence Incarceration Credit: 184 day(s)

Presumptive

Sentence is concurrent with CR2014-126127-001.

IT IS ORDERED affirming previous monetary orders relating to all financial terms, with credit for monies paid to date.

All amounts payable through the Clerk of the Superior Court.

The Arizona Department of Corrections shall notify the Clerk of the Court of Maricopa County of Defendant's release from custody via e-mail cforeponse@mail.maricopa.gov. The Clerk of the Court, upon said notification, shall furnish financial information for a Criminal Restitution Order for Judicial signature for any unpaid monies to date.

Community Supervision: Count 1 - Waived pursuant to A.R.S. § 13-603(K), due to the term of probation in CR2014-120922-001.

In the event the Defendant is released by the Department of Corrections on a temporary release basis, and a term of Community Supervision has been waived, the length of probation shall be extended to include the time of Defendant's temporary release, pursuant to A.R.S. §13-901(B).

IT IS ORDERED authorizing the Sheriff of Maricopa County to deliver the Defendant to the Arizona Department of Corrections to carry out the term of imprisonment set forth herein.

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IT IS ORDERED the Clerk of the Superior Court remit to the Arizona Department of Corrections a copy of this Order or the Order of Confinement together with all presentence reports, probation violation reports, and medical and psychological reports that are not sealed in this cause relating to the Defendant.

The probation violation report is filed under CR2014-126127-001.

11:04 a.m. Matter concludes.

ISSUED: Order of Confinement - Certified Copy to DOC via MCSO

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Defendant's right index fingerprint is permanently affixed to this sentencing order in open court.

/s/ COMMISSIONER JULIE P. NEWELL
JUDICIAL OFFICER OF THE SUPERIOR COURT

(right index fingerprint)